

**AMENDMENT TRANSMITTAL LETTER**Docket No.
CELLTH 3.0-003 CONT CONT IIIApplication No.
10/759,616Filing Date
January 16, 2004Examiner
A. N. PryorArt Unit
1616

Applicant(s): Raymond P. Warrell, Jr., Pier Paolo Pandolfi, and Janice L. Gabrilove

Invention: PROCESS FOR PRODUCING ARSENIC TRIOXIDE FORMULATIONS AND METHODS
FOR TREATING CANCER USING ARSENIC TRIOXIDE OR MELARSOPROL**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

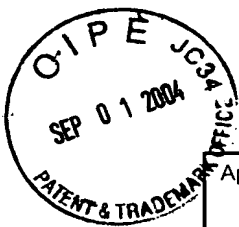
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	20	- 20 =		x	0.00
Independent Claims	2	- 3 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☒ Large Entity☐ Small Entity☒ No additional fee is required for this amendment.☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Shawn P. Foley
Shawn P. Foley
Attorney Reg. No.: 33,071

Dated: August 31, 2004

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Application No. (if known): 10/759,616

Attorney Docket No.: CELLTH 3.0-003 CONT CONT III

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Note: The following papers are submitted:

Terminal Disclaimer (prior patent);
Terminal Disclaimer (co-pending applications);
Response;
Ellison Declaration;
Copy of Au, et al., Annals of Oncology 14:752-57 (2003);
Return Receipt Postcard; and
Authorization to Charge Deposit Account 12-1095



Docket No.: CELLTH 3.0-003
CONT CONT III
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Warrell et al.

Application No.: 10/759,616

Filed: January 16, 2004

For: PROCESS FOR PRODUCING ARSENIC
TRIOXIDE FORMULATIONS AND
METHODS FOR TREATING CANCER
USING ARSENIC TRIOXIDE OR
MELARSOPROL

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: Group Art Unit: 1616
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: Examiner: A. N. Pryor
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the official action mailed
June 16, 2004, Applicants submit the following amendments and
remarks.